



IFW

Practitioner's Docket No. 115838.00112

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Fogal, Sr., Robert D.

Application No.: 10/822,210

Group No.: 1714

Filed: April 8, 2004

Examiner: Not Yet Assigned

For: TIRE SEALANT COMPOSITION

Commissioner for Patents

P.O. Box 1450

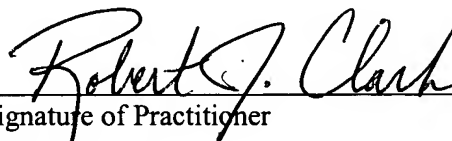
Alexandria, VA 22313-1450

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
WITHIN THREE MONTHS OF FILING OR
BEFORE MAILING OF FIRST OFFICE ACTION (37 C.F.R. § 1.97(b))

IDENTIFICATION OF TIME OF FILING THE ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT

The information disclosure statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever event occurs last. 37 C.F.R. § 1.97(b).

Date: July 27, 2004


Signature of Practitioner

Reg. No.: 45,835

Tel. No.: 330-864-5550

Customer No.: 021324

Robert J. Clark
Hahn Loeser & Parks, LLP
Twin Oaks Estate
1225 West Market Street
Akron, OH 44313-7188

CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is *mandatory*; Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

■ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)


■ with sufficient postage as first class mail.

37 C.F.R. § 1.10*

□ as "Express Mail Post Office to Addressee"

Mailing Label No. _____ (mandatory)

Date: July 27, 2004


Signature
Robert J. Clark
(type or print name of person certifying)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Robert D. Fogal, Sr.	Examiner:	Not Yet Assigned
Serial Number:	10/822,210	Art Unit:	1714
Filing Date:	April 8, 2004	Date:	July 27, 2004

FOR: TIRE SEALANT COMPOSITION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.97

This Information Disclosure Statement is filed within three months of the filing date of this application or before the mailing of an Office Action on the merits, whichever event occurs last, and therefore is considered timely under 37 CFR §1.97(b).

According to the terms of 37 CFR §1.97(g), this Disclosure Statement shall not be construed as a representation that a search has been made, an admission that the information cited is, or is considered to be, material to patentability or that no other material information exists.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13, at 25. This Information Disclosure Statement is made to comply with the duty of candor imposed on all individuals associated with the filing or prosecution of this application, as defined by 37 CFR 1.56(c).

A list of nine (9) references cited by the applicant is enclosed on the PTO/SB/08A and PTO/SB/08B (substitute PTO-1449) forms, which are attached and made a part thereof. As this application was filed after June 30, 2003, copies of cited U.S. Patents are not enclosed.

The foregoing Information Disclosure Statement Under 37 C.F.R. §1.97 is based on information contained in the undersigned attorney's file as of the filing date of this statement and is inclusive of the best information known to the undersigned as of that date. Prompt consideration of the Information Disclosure Statement Under 37 C.F.R. §1.97 and the references cited therein by the Examiner is respectfully requested.

Respectfully submitted,
HAHN LOESER & PARKS, LLP

A handwritten signature in black ink, reading "Robert J. Clark". The signature is written in a cursive, flowing style.

Robert J. Clark
Registration No. 45,835

Twin Oaks Estate
1225 West Market Street
Akron, Ohio 44313-7188
Telephone No.: (330) 864-5550
Facsimile No.: (330) 864-7986

Attorney Docket No. 115838.00112



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 1

Complete if Known

Application Number	10/822,210
Filing Date	04/08/2004
First Named Inventor	Robert D. Fogal, Sr.
Art Unit	1714
Examiner Name	Not Yet Assigned
Attorney Docket Number	115838.00112

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	AA	US- 4,139,395	02/13/1979	Dunlap	
	AB	US- 4,337,322	06/29/1982	Jaspon	
	AC	US- 4,588,758	05/13/1986	Jaspon	
	AD	US- 4,776,888	10/11/1988	Morrow	
	AE	US- 5,059,636	10/22/1991	Grenga	
	AF	US- 5,364,463	11/15/1994	Hull	
	AG	US- 5,639,319	06/17/1997	Daly	
	AH	US- 6,344,499 B1	02/05/2002	Kawamura et al.	
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
	AI	JP 49-39638	04/13/1974	Bridgestone Tire Company		X

Examiner Signature	Date Considered
-----------------------	--------------------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.